

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

UNITED STATES OF AMERICA	)	MATTICE/CARTER
	)	
v.	)	CASE NO. 1:09-CR-43
	)	
JOHN DAVID OWENBY	)	

**ORDER**

On September 21, 2009, Magistrate Judge William B. Mitchell Carter filed a Report and Recommendation recommending (a) the Court accept Defendant John David Owenby's ("Defendant") plea of guilty to Count One of the Six-Count Indictment; (b) the Court adjudicate Defendant guilty of the charges set forth in Count One of the Six-Count Indictment; and (c) Defendant shall remain on bond pending sentencing in this matter (Doc. 20). Neither party filed an objection within the given ten days. After reviewing the record, the Court agrees with the magistrate judge's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant's plea of guilty to Count One of the Six-Count Indictment is **ACCEPTED**;
- (2) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count One of the Six-Count Indictment; and
- (3) Defendant **SHALL REMAIN ON BOND** pending sentencing on **Monday, January 11, 2010, at 9:00 am.**

**SO ORDERED.**

**ENTER:**

/s/Harry S. Mattice, Jr.  
HARRY S. MATTICE, JR.  
UNITED STATES DISTRICT JUDGE